

SENATE BILL 853
By Harper

AN ACT to amend Tennessee Code Annotated, Title 55,
relative to engine compression brakes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 7, Part 1, is amended by inserting the following as a new, appropriately designated section thereto:

(a) Any local or municipal government in this state may proscribe the use in its jurisdiction of engine compression brakes on trucks or truck tractors, or similar vehicles identified by the department of transportation, without an approved muffler type, and may prescribe a penalty for use of engine compression brakes without such a muffler in its discretion, so long as the local or municipal government provides notice of the regulation by posting information on street signs in compliance with this section.

(b) The department of transportation shall prescribe by rule the appropriate muffler type to be used on trucks or truck tractors, or similar motor vehicles, to prevent unnecessary noise emissions by those motor vehicles when they employ engine compression brakes in jurisdictions that regulate the use of engine compression brakes without a muffler pursuant to subsection (a).

(c) The department of transportation shall prescribe by rule the required minimal content, number and placement of the street signs required by subsection (a).

SECTION 2. The commissioner is authorized to promulgate rules and regulations to effectuate the purposes of this act. All such rules and regulations shall be promulgated in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

